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7 *Attorneys for Google LLC*

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 SAN FRANCISCO DIVISION

11 GOOGLE LLC,

12 Plaintiff,

13 vs.

14 SONOS, INC.,

15 Defendant.

CASE NO. 3:20-cv-06754-WHA

Related to CASE NO. 3:21-cv-07559-WHA

**DECLARATION OF JOCELYN MA IN  
SUPPORT OF SONOS, INC.'S  
ADMINISTRATIVE MOTION TO  
CONSIDER WHETHER ANOTHER  
PARTY'S MATERIAL SHOULD BE  
SEALED (DKT. NO. 265)**

1 I, Jocelyn Ma, declare and state as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to  
3 practice before this Court. I am an associate at Quinn Emanuel Urquhart & Sullivan LLP representing  
4 Google LLC (“Google”) in this matter. I have personal knowledge of the matters set forth in this  
5 Declaration, and if called as a witness I would testify competently to those matters.

6 2. I make this declaration in support of Sonos, Inc.’s (“Sonos”) Administrative Motion to  
7 Consider Whether Another Party’s Material Should Be Sealed (“Administrative Motion”) (Dkt. No.  
8 265) filed in connection with Sonos’s Reply In Support of Its Motion to Strike Portions of Google’s  
9 Motion for Summary Judgment and Expert Declarations (“Reply”) (Dkt. No. 264). If called as a  
10 witness, I could and would testify competently to the information contained herein.

11 3. Google seeks an order sealing the materials as listed below:

12 Document	13 Portions Sonos Sought to Be Filed Under Seal	14 Portions Google Seeks to Be Filed Under Seal	15 Designating Party
16 Sonos’s Reply	17 Portions Highlighted in Blue	18 Portions outlined in blue boxes	19 Google

20 4. I understand that courts analyze sealing requests for motions to strike under the “good  
21 cause” standard. *See, e.g., Mendell v. Am. Med. Response, Inc.*, No. 19-CV-01227-BAS-KSC, 2021  
22 WL 398486, at \*2 (S.D. Cal. Feb. 3, 2021). However, requests to seal information in connection with  
23 a motion for summary judgment—which is the subject of Sonos’s Motion to Strike—are analyzed  
24 pursuant to the “compelling reasons” standard. *See, e.g., Edwards Lifesciences Corp. v. Meril Life*  
25 *Scis. Pvt. Ltd.*, No. 19-CV-06593-HSG, 2021 WL 5233129, at \*4 (N.D. Cal. Nov. 10, 2021); *Baird v.*  
26 *BlackRock Institutional Tr. Co., N.A.*, No. 17-CV-01892-HSG, 2021 WL 105619, at \*5 (N.D. Cal.  
27 Jan. 12, 2021). I further understand that “sources of business information that might harm a litigant’s  
28 competitive standing” such as “proprietary product information and trade secrets” meet the  
“compelling reasons” standard. *Illumina, Inc. v. BGI Genomics Co.*, No. 19-CV-03770-WHO, 2021  
WL 4126005, at \*15 (N.D. Cal. Sept. 9, 2021).

5. The portions of Sonos’s Reply outlined in blue boxes contain references to Google’s  
confidential business information and trade secrets, including details regarding source code,

1 architecture, and technical operation of Google's products. The specifics of how these functionalities  
2 operate is confidential information that Google does not share publicly. Thus, I understand that the  
3 public disclosure of such information could lead to competitive harm to Google, as competitors could  
4 use these details regarding the architecture and functionality of Google's products to gain a  
5 competitive advantage in the marketplace with respect to their competing products. Google has  
6 therefore designated this information as HIGHLY CONFIDENTIAL—ATTORNEYS' EYES ONLY  
7 and/or HIGHLY CONFIDENTIAL—SOURCE CODE under the protective order (Dkt. No. 92).  
8 Although Sonos's Administrative Motion sought to seal the portions of the Reply highlighted in blue,  
9 Google to seeks only the portions outlined in blue boxes in the unredacted version filed in connection  
10 with this Declaration. A less restrictive alternative than sealing would not be sufficient because the  
11 information sought to be sealed is Google's confidential business information and trade secrets but has  
12 been utilized by Sonos in support of Sonos's Reply.

13 I declare under penalty of perjury under the laws of the United States of America that to the  
14 best of my knowledge the foregoing is true and correct. Executed on May 19, 2022, in San Francisco,  
15 California.

16 DATED: May 19, 2022

17 By: /s/ Jocelyn Ma  
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